

DOCKET NO: 250637US2S CIP



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
KENICHI TOKANO, ET AL. : EXAMINER: KALAM, ABUL
SERIAL NO: 10/804,018 :
FILED: MARCH 19, 2004 : GROUP ART UNIT: 2814
FOR: SEMICONDUCTOR DEVICE AND :
METHOD OF MANUFACTURING THE
SAME

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Notice of Non-Compliant Amendment dated April 13, 2006,
submitted herewith is a signed copy of the Election filed April 7, 2006.

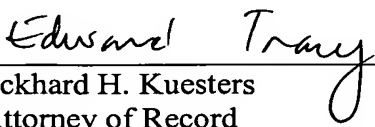
Accordingly, examination on the merits of Claims 1-4, 9 and 12-16 is believed to be
in order and an early and favorable action is respectfully requested.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

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ELECTION

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SIR:

In response to the restriction requirement dated March 7, 2006, Applicants elect without traverse Group I, drawn to a semiconductor device. However, while the outstanding Official Action identifies Claims 1-14 as belonging to Group 1, it is respectfully submitted that this indication was in error, and that Claims 1-16, each of which is directed to a semiconductor device, are properly classified as belonging in Group I. Therefore, in response to the restriction requirement, Applicants elect Group I, Claims 1-16 for further examination on the merits.

In response to the election of species requirement, Applicants elect Embodiment 1 of figures 16 and 25, and identify Claims 1-4, 9 and 12-16 as readable on the elected species. Applicants reserve the right to file one or more divisional applications directed to the non-elected invention.

Accordingly, examination on the merits of Claims 1-4, 9 and 12-16 is believed to be in order and an early and favorable action is respectfully requested.

Respectfully submitted,

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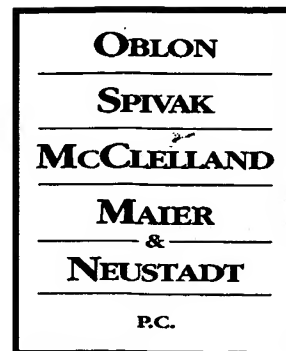
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Docket No.: 250637US2S CIP

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



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RE: Application Serial No.: 10/804,018

Applicants: Kenichi TOKANO, et al.

Filing Date: March 19, 2004

For: SEMICONDUCTOR DEVICE AND METHOD OF
MANUFACTURING THE SAME

Group Art Unit: 2814

Examiner: Abul Kalam

SIR:

Attached hereto for filing are the following papers:


**Response to Notice of Non-Compliant Amendment (37 CFR 1.121)
Election**

Copy of date-stamped Filing Receipt of April 7, 2006

Our check in the amount of 0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


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[Handwritten signature]

Dept.: E/M

OSMM&N File No. 250637US2S CIP

By: EHK/zaw

Serial No. 10/804,018

In the matter of the Application of: Kenichi TOKANO, et al.

For: SEMICONDUCTOR DEVICE AND METHOD OF MANUFACTURING THE SAME

Due Date: April 7, 2006

The following has been received in the U.S. Patent Office on the date stamped hereon

- Dep. Acct. Order Form
- Election
- PTO Cover Letter

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